



State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095
(603) 271-2147 FAX (603) 271-6588



**LETTER OF DEFICIENCY
WET 2003-20**

August 14, 2003

Mr. Paul St. Laurent Jr.
24 Chesley Hill Rd.
Rochester, NH 03839

RE: DES Wetlands File #2003-01542 Chesley Hill Rd, Rochester

Dear Mr. St. Laurent

On August 8, 2003, personnel from the Department of Environmental Services ("DES") conducted an inspection of the above referenced property, more specifically referenced on Town of Rochester Tax Map 246 as Lot 23 (the "Property"). The purpose of the inspection was to determine compliance with RSA 482-A and NH Code of Admin. Rules Wt 100-700.

During the inspection the following deficiencies were documented

1. Approximately 6,000 square feet of wetlands had been dredged. Slash had been stockpiled in the south section of the dredged area.

In response, you are requested to take the following actions

- Immediately install erosion controls to prevent sedimentation into jurisdictional areas.
2. Within 15 days of receipt of this Letter of Deficiency, retain a qualified environmental professional to develop a plan to restore the impacted area.
3. Within 45 days submit a restoration plan that includes the following:
 - a. A plan with dimensions, drawn to scale, indicating:
 1. The footprint of the wetland prior to disturbance
 2. The footprint of dredged and filled areas
 - b. A plan for the restoration of the wetland to its original footprint
 - c. A proposed means of erosion control
 - d. A proposed schedule and construction sequence listing equipment and methods for accomplishing the restoration no later than October 15, 2003
 - e. A proposed planting plan for the re-establishment of wetland vegetation
 - f. A proposed monitoring plan, including at least one restoration progress assessment report to be filed with DES after a full growing season.

RSA 482-A, the New Hampshire Wetlands law, was enacted to protect and preserve wetlands and surface waters from unregulated despoliation. Prior to dredging, filling, or construction in and adjacent to wetlands or surface waters, an individual is required to obtain a permit. If work is done without a permit, this is considered a violation of RSA 482-A. Failure to respond to this Letter of Deficiency in a timely and complete manner may be construed as noncompliance by the receiving party.

DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.


Issuance of this letter shall not preclude further enforcement by DES. Failure to comply with RSA 482-A will result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for prosecution of civil or criminal penalties. If an order is issued to you, it may also be recorded with the Registry of Deeds as an encumbrance against your property.

All documents submitted in response to this Letter of Deficiency should be addressed as follows:

Arlene Allen, Compliance Specialist
Wetlands Bureau
Department of Environmental Services
6 Hazen Drive
PO Box 95
Concord, NH 03302-0095

Should you have any questions regarding this letter, or wish to arrange a meeting, please contact me at (603) 271-4192.

Sincerely,


COPY
Collis G. Adams, CWS
Administrator
Wetlands Bureau

CERTIFIED MAIL 7002 3150 0001 5411 2019

cc: Rene Pelletier, Manager, Land Resources Management Program
Gretchen Rule, Administrator, DES Legal Unit ✓
Rochester Conservation Commission
Rochester Board of Selectmen
David Killoy, USACOE